

FROM

(TUE) MAR 2 2004 17:07/ST. 17:06/NO. 6329645453 P 1

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INTELLECTUAL PROPERTY LAW
INCLUDING PATENT, TRADEMARK, COPYRIGHT LAW,
UNFAIR COMPETITION AND RELATED MATTERS

FACSIMILE


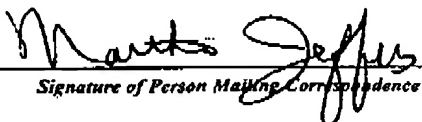
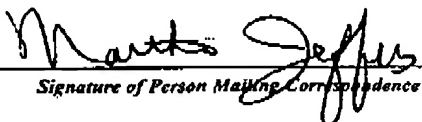
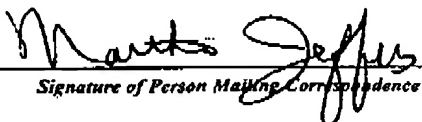
TO:	LAURA EDWARDS
FAX NO.:	XXXXXXXXXX (703) 812-9306
FROM:	M. Jeffers for Loren G. Helmreich
RE:	Serial No. 10/042,753; Svej-22-4 1734
Date:	March 2, 2004
PAGES:	12, including this cover sheet

Message:


Please find enclosed the following documents:

1. Terminal Disclaimer to Obviate A Double Patenting Rejection Over a Prior Patent
2. Amendment response to telephone conversation of March 1, 2004

NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FAX IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE.

AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No. SVEJ 22-4							
Applicant(s): DAVID L. BURKE, ET AL											
Serial No. 10/042,753	Filing Date 7/23/2002	Examiner LAURA E. EDWARDS		Group Art Unit 1734							
Invention: SEASONING SYSTEM AND METHOD											
<u>TO THE COMMISSIONER FOR PATENTS:</u>											
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.											
CLAIMS AS AMENDED											
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE						
TOTAL CLAIMS	31 -	31 =	0 x	\$18.00	\$0.00						
INDEP. CLAIMS	2 -	2 =	0 x	\$86.00	\$0.00						
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00						
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00						
 <input type="checkbox"/> No additional fee is required for amendment. <input checked="" type="checkbox"/> Please charge Deposit Account No. 02-4345 in the amount of \$100.00 for Terminal Disclaimer <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-4345 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.											
 _____ Signature			Dated: MARCH 2 , 2004								
LOREN G. HELMREICH, REG. NO. 29,389 BROWNING BUSHMAN, P.C. 5718 WESTHEIMER, SUITE 1800 HOUSTON, TEXAS 77057 TELEPHONE: (713) 266-5593 FACSIMILE: (713) 266-5169			<table border="1" style="width: 100%; border-collapse: collapse;"><tr><td colspan="2">I certify that this document and fee is being deposited on 03/02/2004 with the U.S. Postal Service as first class mail under 37C.F.R. 1.8 and is addressed to the for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</td></tr><tr><td colspan="2" style="text-align: center;"> _____ Signature of Person Mailing Correspondence</td></tr><tr><td colspan="2" style="text-align: center;">MARTHA JEFFERS _____ Typed or Printed Name of Person Mailing Correspondence</td></tr></table>			I certify that this document and fee is being deposited on 03/02/2004 with the U.S. Postal Service as first class mail under 37C.F.R. 1.8 and is addressed to the for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.		 _____ Signature of Person Mailing Correspondence		MARTHA JEFFERS _____ Typed or Printed Name of Person Mailing Correspondence	
I certify that this document and fee is being deposited on 03/02/2004 with the U.S. Postal Service as first class mail under 37C.F.R. 1.8 and is addressed to the for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.											
 _____ Signature of Person Mailing Correspondence											
MARTHA JEFFERS _____ Typed or Printed Name of Person Mailing Correspondence											
cc: FILE											

P11LARGE/REV06

Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent			Docket No. SVEJ-22-4
In Re Application Of: DAVID L. BURKE ET AL			
Serial No. 10/042,753	Filing Date 7/23/2002	Examiner LAURA E. EDWARDS	Group Art Unit 1734
Invention: SEASONING SYSTEM AND METHOD			
Owner of Record: PAUL J. SVEJKOVSKY, MARQUEZ TX (US)			
<p style="text-align: center;"><u>TO THE COMMISSIONER FOR PATENTS:</u></p> <p>The above-identified owner of record of a 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,588,363. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end;"><div style="text-align: center;"> _____ LOREN G. HELMREICH, REG. NO. 29,389 <small>Typed or Printed Name</small></div><div style="text-align: right;">Dated: March 2, 2004</div></div> <div style="display: flex; justify-content: flex-start; margin-top: 10px;"><div><input type="checkbox"/> Terminal disclaimer fee under 37 C.F.R. 1.20(d) included.</div><div><input type="checkbox"/> PTO suggested wording for terminal disclaimer was unchanged.</div><div><input type="checkbox"/> Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.</div></div>			

FROM

(TUE)MAR 2 2004 17:08/ST. 17:06/NO. 6329645453 P 4

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MAR 02 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David L. Burke, et al.

Application No.: 10/042,753

Filing Date: 07/23/2002

For: SEASONING SYSTEM
AND METHOD

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Attorney Docket No. Svej 22-4

Group Art Unit: 1734

Examiner: Laura Estelle Edwards

OFFICIAL

AMENDMENT

Assistant Commissioner for Patents
Alexandria, VA 22313

Sir:

In response to a telephone conversation and subsequent confirming telecopy from Examiner Laura Edwards on March 1, 2004, please amend the Application as follows:

Amendments to Claims begin on page 2 of this Amendment.

Remarks begin on page 9 of this Amendment.